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*Maricopa County Board of Supervisors*

**IN THE UNITED STATES DISTRICT COURT**  
**FOR THE DISTRICT OF ARIZONA**

Kari Lake and Mark Finchem,  
  
Plaintiffs,  
  
vs.  
  
Kathleen Hobbs, et al.,  
  
Defendants.

No. 2:22-cv-00677-JJT

**MARICOPA COUNTY DEFENDANTS'**  
**MOTION FOR JUDICIAL NOTICE**  
**RE: EXHIBITS 1 – 17 SUBMITTED IN**  
**SUPPORT OF DEFENDANT'S**  
**MOTION TO DISMISS FIRST**  
**AMENDED COMPLAINT**

(Honorable John J. Tuchi)

1 Pursuant to Rule 201, Fed. R. Evid., Defendants Bill Gates, Clint Hickman, Jack  
2 Sellers, Thomas Galvin, and Steve Gallardo in their official capacities as members of the  
3 Maricopa County Board of Supervisors (“the County”) move that this Court take judicial  
4 notice and consider the public records attached as Exhibits 1 – 17 to the County’s Motion to  
5 Dismiss Plaintiffs’ First Amended Complaint (Doc. 27), filed concurrently herewith. As  
6 explained below, Exhibits 1 – 17 are all judicially noticeable pursuant to Rule 201, Fed. R.  
7 Evid.

8 Exhibits 1 – 13 and 16 – 17 are government documents, most of which are available to  
9 the public on government websites. The Court may take judicial notice of all of them.  
10 *Tampa Elec. Co. v. Nashville Coal Co.*, 365 U.S. 320, 332 n.10 (1961) (taking judicial notice  
11 of government published documents that were not hosted on a government website);  
12 *DeHoog v. Anheuser-Busch InBev SA/NV*, 899 F.3d 758, 763 n.5 (9th Cir. 2018) (taking  
13 judicial notice of government documents); *Daniels-Hall v. Nat’l Educ. Ass’n*, 629 F.3d 992,  
14 998–99 (9th Cir. 2010) (taking judicial notice of government published documents hosted  
15 on a government website).

16 Exhibit 14 contains excerpts of Session Laws of the State of Arizona. This Court may  
17 take judicial notice of them. *Judith Basin Land Co. v. Fergus Cnty., Mont.*, 50 F.2d 792,  
18 794 (9th Cir. 1931).

19 Exhibit 15 contains the voting history of Plaintiff Kari Lake and Plaintiff Mark  
20 Finchem. It was obtained in response to public records requests that Deputy County  
21 Attorney Joseph E. La Rue made to the Maricopa County Recorder and Pima County  
22 Recorder, asking for the Plaintiffs’ voting histories as they are kept in the official voter  
23 registration databases of the respective counties. Because the documents in Exhibit 15 are  
24 government records, the Court may take judicial notice of them. *DeHoog*, 899 F.3d at 763  
25 n.5.

26 For ease of reference, an index of Exhibits 1 – 17 is attached as Attachment A. The  
27 Exhibits are Exhibit 1-17 to Attachment A.  
28

**CONCLUSION**

For the foregoing reasons, the Court should grant the County's Motion for Judicial Notice and it should take judicial notice and consider Exhibits 1 – 17 for purposes of the County's Motion to Dismiss Plaintiffs' First Amended Complaint.

RESPECTFULLY SUBMITTED this 7th day of June, 2022.

THE BURGESS LAW GROUP

BY: /s/ Emily Craiger  
Emily Craiger

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**CERTIFICATE OF SERVICE**

I hereby certify that on June 7, 2022, I electronically transmitted the foregoing document to the Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to the CM/ECF registrants on record.

/s/ Dana N. Troy